

HERMES SARGENT BATES

LLP

*Minds over matters.*

**AMY E. DAVIS**

direct dial - 214.749.6548

direct fax - 214.749.6348

amy.davis@hsblaw.com

March 31, 2008

*Via Federal Express*

John P. Bostany

THE BOSTANY LAW FIRM

Trump Building

40 Wall Street, 61<sup>st</sup> Floor

New York, NY 10005

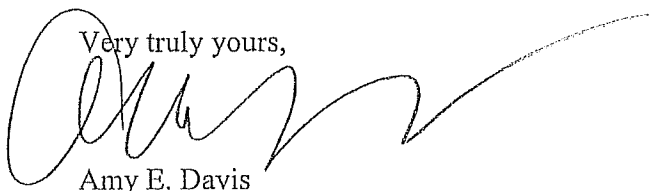
Re: Capelli / GMA  
Our File No. 356.41

Dear Mr. Bostany:

Enclosed please find Defendant ePartners Inc.'s Privilege Log. Please also find two (2) CDs containing bates labeled documents eP 1173 – 46480 as supplemental production per the court's recent ruling from the bench in the above-referenced case.

As always, please contact me should you have questions regarding this correspondence.

Very truly yours,



Amy E. Davis

AED:mab  
Enclosure

THELEN REID BROWN  
 RAYSMAN & STEINER LLP  
 Peter Brown  
 W. Shamiso Kristen-Faith Maswoswe  
 875 Third Avenue  
 New York, New York 10022  
 (212) 603-2000

Attorneys for Defendant ePartners Incorporated

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

-----		X
GMA ACCESSORIES, INC.,	:	ECF CASE
	:	
Plaintiff,	:	No. 07 CV 8414 (LAK)
	:	
- against -	:	<b>DEFENDANT'S PRIVILEGE LOG</b>
	:	
EPARTNERS, INC.	:	
Defendant.	:	
	:	
-----		X

TO: Plaintiff GMA Accessories, Inc., by and through its counsel of record, John P. Bostany,  
 The Bostany Law Firm, 40 Wall Street, 61<sup>st</sup> Floor, New York, NY 10008.

COME NOW, ePartners Incorporated ("ePartners") Defendant in the above-entitled  
 matter, and serve this, its Privilege Log, in accordance with Federal Rule of Civil Procedure  
 26((b)(5)(A).

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Ken Eldridge	June 24, 2004	Brett Christiansen, Bruce Steele, Matt Purser	E-mail correspondence regarding creation of royalty agreement.	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Bruce Steele	June 24, 2004	Ken Eldridge, Brett Christiansen, Matt Purser, Lora Rogers, Rob Eggemeyer, Fred Shepard	E-mail correspondence response regarding creation of royalty agreement.	Work Product; Attorney Client Communication
Ken Eldridge	June 24, 2004	Bruce Steele, Brett Christiansen, Matt Purser, Lora Rogers, Rob Eggemeyer, Fred Shepard	E-mail correspondence regarding creation of referral agreement.	Work Product; Attorney Client Communication
Rob Eggemeyer	June 24, 2004	Ken Eldridge, Bruce Steele, Brett Christiansen, Matt Purser, Lora Rogers, Fred Shepard	E-mail correspondence regarding creation of referral agreement.	Work Product; Attorney Client Communication
Bruce Steele	June 24, 2004	Ken Eldridge, Dan Duffy	E-mail correspondence regarding creation of referral agreement.	Work Product
Erik Sevenants	April 12, 2005	Ken Eldridge, Eric Forgo, Dan Duffy	E-mail correspondence regarding creation of referral agreement.	Work Product
Dan Duffy	April 12, 2005	Erik Sevenants, Ken Eldridge, Eric Forgo, Brett Christiansen	E-mail correspondence regarding creation of referral agreement.	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Erik Sevenants	April 12, 2005	Ken Eldridge, Eric Forgo, Brett Christiansen	E-mail correspondence regarding Referral Agreement and Partnership Summary with highlighted changes.	Work Product; Attorney Client Communication
Brett Christiansen	April 2005		Attorneys draft of ePartners Referral Agreement with GMA.	Work Product; Attorney Client Communication
Brett Christiansen	April 2005		Attorneys draft/notes of Spreadsheet of Capelli Partnership Summary.	Work Product
Brett Christiansen	April 12, 2005	Erik Sevenants, Ken Eldridge, Eric Forgo	E-mail correspondence regarding modification to agreement.	Work Product; Attorney Client Communication
Ken Eldridge	April 12, 2005	Dan Duffy, Erik Sevenants, Eric Forgo, Brett Christiansen	E-mail correspondence regarding modification to agreement.	Work Product; Attorney Client Communication
Brett Christiansen	April 12, 2005	Ken Eldridge, Dan Duffy, Erik Sevenants, Eric Forgo	E-mail correspondence regarding modification to agreement.	Work Product; Attorney Client Communication
Eric Forgo	April 13, 2005	Erik Sevenants, Ken Eldridge, Brett Christiansen	E-mail correspondence regarding modification of agreement.	Work Product; Attorney Client Communication
Brett Christiansen	April 14, 2005	Ken Eldridge, Erik Sevenants, Bruce Steele	E-mail correspondence transmitting draft of revised Joint Marketing Agreement	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			proposed between ePartners and GMA Accessories.	
Brett Christiansen	April 14, 2005		Draft Joint Marketing Agreement between GMA Accessories and ePartners.	Work Product; Attorney Client Communication
Erik Sevenants	April 14, 2005	Brett Christiansen, Ken Eldridge, Bruce Steele	E-mail correspondence regarding modifications to Joint Marketing Agreement.	Work Product; Attorney Client Communication
Brett Christiansen	April 14, 2005	Erik Sevenants, Ken Eldridge	E-mail correspondence transmitting redlined version of Joint Marketing Agreement by Eric Sevenants.	Work Product; Attorney Client Communication
	April 14, 2005		Second version Redlined Joint Marketing Agreement between GMA Accessories and ePartners.	Work Product
Ken Eldridge	April 14, 2005	Brett Christiansen, Erik Sevenants	E-mail correspondence regarding modifications to the Joint Marketing Agreement.	Work Product; Attorney Client Communication
Brett Christiansen	April 14, 2005	Dan Duffy, Ken Eldridge, Erik Sevenants	E-mail correspondence transmitting revised version of the proposed Joint Marketing Agreement	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			between ePartners and GMA Accessories for modifications.	
Dan Duffy	April 17, 2005	Brett Christiansen, Ken Eldridge, Erik Sevenants	E-mail correspondence regarding revised Joint Marketing Agreement.	Work Product; Attorney Client Communication
Brett Christiansen	April 25, 2005	Ken Eldridge, Dan Duffy	E-mail correspondence transmitting modified Joint Marketing Agreement for additional revisions.	Work Product; Attorney Client Communication
Brett Christiansen	April 25, 2005		Fourth redlined version of Joint Marketing Agreement between GMA Accessories and ePartners.	Work Product; Attorney Client Communication
Brett Christiansen	April 25, 2005		Fourth draft version of Joint Marketing Agreement between GMA Accessories and ePartners.	Work Product; Attorney Client Communication
Ken Eldridge	April 26, 2005	Brett Christiansen, Dan Duffy, Eric Forgo, Erik Sevenants	E-mail correspondence regarding agreement and Service Order, and redlined Joint Marketing Agreement.	Work Product; Attorney Client Communication
Dan Duffy	April 26, 2005	Ken Eldridge, Brett Christiansen, Eric Forgo, Erik Sevenants	E-mail correspondence regarding comments to agreement.	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Erik Sevenants	May 3, 2005	Eric Forgo, Ken Eldridge, Brett Christiansen	E-mail correspondence regarding agreement.	Work Product; Attorney Client Communication
Brett Christiansen	May 3, 2005	Erik Sevenants, Eric Forgo, Ken Eldridge	E-mail correspondence response regarding agreement.	Work Product; Attorney Client Communication
Erik Sevenants	May 3, 2005	Brett Christiansen, Eric Forgo, Ken Eldridge	E-mail correspondence regarding agreement.	Work Product; Attorney Client Communication
Ken Eldridge	May 3, 2005	Erik Sevenants, Brett Christiansen, Eric Forgo	E-mail correspondence regarding agreement.	Work Product; Attorney Client Communication
Brett Christiansen	May 3, 2005	Ken Eldridge	E-mail correspondence regarding term of agreement.	Work Product; Attorney Client Communication
Eric Forgo	May 3, 2005	Ken Eldridge, Erik Sevenants, Brett Christiansen	E-mail correspondence regarding pending open points to agreement.	Work Product; Attorney Client Communication
Erik Sevenants	May 4, 2005	Eric Forgo, Ken Eldridge, Brett Christiansen	E-mail correspondence regarding changes to various sections of agreement.	Work Product; Attorney Client Communication
Brett Christiansen	May 4, 2005	Erik Sevenants, Eric Forgo, Ken Eldridge	E-mail correspondence regarding modification to partnership agreement.	Work Product; Attorney Client Communication
Brett Christiansen	May 12, 2005	Kathy Sweeney	E-mail correspondence regarding agreement.	Work Product; Attorney Client Communication
Brett Christiansen	May 12, 2005	Kathy Sweeney, Amy McKie	E-mail correspondence regarding project	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			development.	
Amy McKie	May 12, 2005	Brett Christiansen, Kathy Sweeney	E-mail correspondence regarding project development.	Work Product; Attorney Client Communication
Brett Christiansen	May 12, 2005	Amy McKie, Kathy Sweeney	E-mail correspondence regarding project development.	Irrelevant; Work Product; Attorney Client Communication
Kathy Sweeney	May 12, 2005	Brett Christiansen	E-mail correspondence regarding Dell reseller agreement.	Work Product; Attorney Client Communication
Brett Christiansen	May 12, 2005	Kathy Sweeney	E-mail correspondence regarding Dell reseller agreement.	Work Product; Attorney Client Communication
Bruce Steele	February 17, 2006	Eric Forgo	E-mail correspondence response regarding Top Gun program qualification.	Work Product
Eric Forgo	February 17, 2006	Bruce Steele	E-mail correspondence regarding project development.	Work Product
Eric Forgo	March 10, 2006	Mario Hebert	E-mail correspondence with summary of comments regarding Capelli project.	Work Product
Bruce Steele	March 21, 2006	Howard Diamond, Mario Hebert, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding moving Capelli up the enablement scale.	Work Product
Eric Forgo	March 21, 2006	Fred Shepard, Kathy Sweeney	E-mail correspondence regarding account receivables as	Work Product



AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			part of investigation in anticipation of litigation.	
Fred Shepard	March 21, 2006	Eric Forgo, Kathy Sweeney	E-mail correspondence regarding account receivables as part of investigation in anticipation of litigation.	Work Product
Eric Forgo	March 21, 2006	Mario Hebert	E-mail correspondence regarding Capelli revenue impact and status on efforts in Capelli project.	Work Product
Mario Hebert	March 22, 2006	Maria Urdinarraín	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	March 24, 2006	Laurie Tomasovsky	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Lauri Tomascovy	March 24, 2006	Mario Hebert	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	March 24, 2006	Laurie Tomasovsky	E-mail correspondence regarding status of project as part of investigation in	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			anticipation of litigation.	
Mario Hebert	March 24, 2006	Howard Diamond, Dave Dickey, Bruce Steele, Laurie Tomasovsky, Eric Forgo	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	April 4, 2006	Brett Christiansen, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding Capelli project.	Work Product; Attorney Client Communication
Dave Dickey	April 4, 2006	Mario Hebert, Brett Christiansen, Laurie Tomasovsky	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Mario Hebert	April 4, 2006	Dave Dickey	E-mail correspondence regarding as part of internal investigation in anticipation of litigation.	Work Product
Dave Dickey	April 4, 2006	Mario Hebert, Laurie Tomasovsky, Brett Christiansen	E-mail correspondence regarding as part of internal investigation in anticipation of litigation.	Work Product; Attorney Client Communication;
Dave Dickey	April 4, 2006	Mario Hebert	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Mario Hebert	April 4, 2006	Mark	E-mail	Work Product;

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
		Vinicombe	correspondence regarding project status as part of internal investigation in anticipation of litigation.	
Mario Hebert	April 4, 2006	Dave Dickey	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Dave Dickey	April 4, 2006	Mario Hebert	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Brett Christiansen	April 4, 2006	Mario Hebert, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Brett Christiansen	April 4, 2006	Dave Dickey, Mario Hebert, Laurie Tomasovsky	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Dave Dickey	April 4, 2006	Mario Hebert, Laurie Tomasovsky	E-mail correspondence regarding project status as part of internal investigation in	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			anticipation of litigation.	
Mario Hebert	April 5, 2006	Brett Christiansen, Dave Dickey, Laurie Tomasovsky	E-mail correspondence with draft Project Requirements: Axapta Demonstration and Excel spreadsheet of Capelli Deliverables regarding project status as part of internal investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Brett Christiansen	April 5, 2006	Mario Hebert, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Mario Hebert	April 5, 2006	Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Mario Hebert	April 19, 2006	Laurie Tomasovsky, Dave Dickey, Mark Richmond, Par Stromblad, Bruce Steele	E-mail correspondence regarding project status as part of internal investigation in anticipation of	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			litigation.	
Bruce Steele	April 19, 2006	Mario Hebert, Laurie Tomasovsky, Dave Dickey, Mark Richmond, Par Stromblad, Jonathan Lee, Kim Gravel, Bob Vanderslice, Ken Eldridge	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Dave Dickey	May 15, 2006	George Altirs	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Laurie Tomasovsky	May 17, 2006	Dave Dickey	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	May 17, 2006	Jamie Miller, Fred Shepard	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Fred Shepard	May 17, 2006	Dave Dickey, Jamie Miller, Kathy Sweeney	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Jamie Miller	May 17, 2006	Fred Shepard, Dave Dickey, Kathy Sweeney	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Dave Dickey	May 17, 2006	Jamie Miller, Fred Shepard, Kathy Sweeney	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Bruce Steele	May 17, 2006	Dave Dickey, Fred Shepard	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Dave Dickey	May 17, 2006	Bruce Steele, Fred Shepard	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Brett Christiansen	May 18, 2006	Dave Dickey	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Dave Dickey	May 18, 2006	Brett Christiansen	E-mail correspondence regarding project status as part of internal	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			investigation in anticipation of litigation.	
Dave Dickey	June 1, 2006	Laurie Tomasovsky	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Kathy Sweeney	May 8, 2006	Mario Hebert	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Eric Forgo	March 10, 2006	Mario Hebert	E-mail correspondence with review of project as part of investigation in anticipation of litigation.	Work Product
Bruce Steele	March 21, 2006	Howard Diamond, Mario Hebert, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding enablement scale for project as part of investigation in anticipation of litigation.	Work Product
Eric Forgo	March 21, 2006	Fred Shepard, Kathy Sweeney	E-mail correspondence regarding outstanding accounts receivable as part of investigation in anticipation of litigation.	Work Product
Fred Shepard	March 21, 2006	Eric Forgo, Kathy Sweeney	E-mail correspondence	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			regarding outstanding accounts receivable as part of investigation in anticipation of litigation.	
Eric Forgo	March 21, 2006	Mario Hebert	E-mail correspondence regarding outstanding accounts receivable as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	March 22, 2006	Maria Urdinarraín	E-mail correspondence regarding project summary and enablement scale as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	March 24, 2006	Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Lauri Tomasovsky	March 24, 2006	Mario Hebert	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	March 24, 2006	Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of	Work Product



AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			litigation.	
Mario Hebert	March 24, 2006	Howard Diamond, Dave Dickey, Bruce Steele, Laurie Tomasovsky, Eric Forgo	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Howard Diamond	March 24, 2005	Mario Hebert, Dave Dickey, Bruce Steele, Laurie Tomasovsky, Eric Forgo	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	April 4, 2006	Brett Christiansen, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Dave Dickey	April 4, 2006	Mario Hebert, Brett Christiansen, Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Mario Hebert	April 4, 2006	Dave Dickey	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	April 4, 2006	Mario Hebert, Laurie Tomasovsky, Brett Christiansen	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Dave Dickey	April 4, 2006	Mario Hebert	E-mail correspondence	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			regarding project planning as part of investigation in anticipation of litigation.	
Mario Hebert	April 4, 2006	Mark Vinicombe	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Mario Hebert	April 4, 2006	Dave Dickey	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	April 4, 2006	Mario Hebert	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Brett Christiansen	April 4, 2006	Mario Hebert, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Brett Christiansen	April 4, 2006	Dave Dickey, Mario Hebert, Laurie Tomasovsky	E-mail correspondence regarding Service Orders.	Work Product; Attorney Client Privilege
Dave Dickey	April 4, 2006	Mario Hebert, Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Mario Hebert	April 5, 2006	Brett Christiansen, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project transitioning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Brett Christiansen	April 5, 2006	Mario Hebert, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Mario Hebert	April 5, 2006	Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	April 19, 2006	Laurie Tomasovsky, Dave Dickey, Mark Richmond, Par Stromblad, Bruce Steele	E-mail correspondence regarding project planning and deliverables as part of investigation in anticipation of litigation.	Work Product
Bruce Steele	April 19, 2006	Mario Hebert, Laurie Tomasovsky, Dave Dickey, Mark Richmond, Par Stromblad, Jonathan Lee, Kim Gravel, Bob Vanderslice, Ken Eldridge	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Laurie Tomasovsky	May 17, 2006	Dave Dickey	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	May 17, 2006	Jamie Miller, Fred Shepard	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Fred Shepard	May 17, 2006	Dave Dickey, Jamie Miller, Kathy Sweeney	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Jamie Miller	May 17, 2006	Fred Shepard, Dave Dickey, Kathy Sweeney	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	May 17, 2006	Jamie Miller, Fred Shepard, Kathy Sweeney	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Bruce Steele	May 17, 2006	Dave Dickey, Fred Shepard	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	May 17, 2006	Bruce Steele, Fred Shepard	E-mail correspondence regarding project	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			planning as part of investigation in anticipation of litigation.	
Brett Christiansen	May 18, 2006	Dave Dickey	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Dave Dickey	May 18, 2006	Brett Christiansen	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product; Attorney Client Privilege
Dave Dickey	June 1, 2006	Laurie Tomasovsky	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Kathy Sweeney	May 8, 2006	Mario Hebert	E-mail correspondence accounts receivables as part of internal investigation in anticipation of litigation.	Work Product
Mario Hebert	May 10, 2006	Kathy Sweeney	E-mail correspondence regarding accounts receivables as part of internal investigation in anticipation of litigation.	Work Product
Kathy Sweeney	June 7, 2006	Laurie Tomasovsky, Fred Shepard	E-mail correspondence regarding project	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			planning as part of investigation in anticipation of litigation.	
Laurie Tomasovsky	June 8, 2006	Kathy Sweeney, Fred Shepard, David Briggs	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Kathy Sweeney	June 8, 2006	Laurie Tomasovsky, Fred Shepard, David Briggs	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	June 9, 2006	Howard Diamond	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Howard Diamond	June 9, 2006	Mario Hebert	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	June 9, 2006	Howard Diamond	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Howard Diamond	June 9, 2006	Mario Hebert	E-mail correspondence regarding project planning as part of investigation in anticipation of	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			litigation.	
Fred Shepard	June 12, 2006	Dave Dickey, Kathy Sweeney, Jamie Miller	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	June 12, 2006	Fred Shepard, Kathy Sweeney, Jamie Miller	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Kathy Sweeney	June 12, 2006	Dave Dickey, Fred Shepard, Jamie Miller	E-mail correspondence sending spreadsheet attachment with summary of Sales by Customer-Software and Service-All.	Work Product
ePartners employee	June 12, 2006	Various ePartners employees	Spreadsheet analysis of accounts receivable information for project.	Work Product
Dave Dickey	June 12, 2006	Kathy Sweeney, Fred Shepard, Jamie Miller	E-mail correspondence regarding analysis of accounts receivable information for project.	Work Product
Dave Dickey	June 13, 2006	Laurie Tomasovsky, Dwight Specht, Jay Omdahl	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Jay Omdahl	June 13,	Victor Pepi	E-mail	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
	2006		correspondence regarding project planning as part of investigation in anticipation of litigation.	
Victor Pepi	June 14, 2006	Jay Omdahl	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Jay Omdahl	June 14, 2006	Victor Pepi	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	June 20, 2006	Fred Shepard, Jamie Miller, Kathy Sweeney	E-mail correspondence regarding accounts receivables as part of investigation in anticipation of litigation.	Work Product
Fred Shepard	June 20, 2006	Dave Dickey, Jamie Miller, Kathy Sweeney	E-mail correspondence regarding accounts receivables as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	June 20, 2006	Fred Shepard, Jamie Miller, Kathy Sweeney	E-mail correspondence regarding accounts receivables as part of investigation in	Work Product



AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			anticipation of litigation.	
Kimberly Tan	June 23, 2006	Greg Kerns	E-mail correspondence regarding accounts receivables as part of investigation in anticipation of litigation.	Work Product
Greg Kerns	June 23, 2006	Kimberly Tan, Jay Omdahl	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Laura A. Pfohl (Stevenson)	June 30, 2006	Jamie Miller, Fred Shepard, Lori Glass	E-mail correspondence with issues that need immediate attention next week.	Work Product
Kathy Sweeney	July 11, 2006	Dave Dickey, Lauri Tomasovsky, Fred Shepard	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	July 11, 2006	Kathy Sweeney, Laurie Tomasovsky, Fred Shepard	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Laurie Tomasovsky	July 11, 2006	Dave Dickey, Kathy Sweeney, Fred Shepard	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Kathy Sweeney	July 11, 2006	Laurie Tomasovsky, Dave Dickey, Fred Shepard	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Laurie Tomasovsky	July 11, 2006	Kathy Sweeney, Dave Dickey, Fred Shepard	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Jamie Miller	July 12, 2006	Dave Dickey	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	July 12, 2006	Jamie Miller	E-mail correspondence regarding project planning as part of investigation in anticipation of litigation.	Work Product
Keil Merrick	August 2, 2006	Dave Dickey	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	August 2, 2006	Keil Merrick	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Elie Saliba	August 15, 2006	Maria Urdinarrain	E-mail correspondence regarding project	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			status as part of investigation in anticipation of litigation.	
Maria Urdinarrain	August 15, 2006	Elie Saliba, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Elie Saliba	August 15, 2006	Maria Urdinarrain, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Maria Urdinarrain	August 15, 2006	Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Maria Urdinarrain	August 15, 2006	Jay Omdahl	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Jay Omdahl	August 15, 2006	Maria Urdinarrain, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	August 15, 2006	Jay Omdahl, Maria Urdinarrain	E-mail correspondence regarding project status as part of investigation in anticipation of	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			litigation.	
Jay Omdahl	August 27, 2006	Dave Dickey, Dwight Specht	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	August 27, 2006	Jay Omdahl, Dwight Specht	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Jay Omdahl	August 27, 2006	Dave Dickey, Dwight Specht	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Jay Omdahl	August 27, 2006	Maria Urdinarrain, Victor Pepi	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Victor Pepi	August 27, 2006	Jay Omdahl, Maria Urdinarrain	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	August 15, 2006	Maria Urdinarrain, Jay Omdahl, Dwight Specht	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Maria	August 15,	Victor Pepi	E-mail	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Urdinarrain	2006		correspondence regarding project status as part of investigation in anticipation of litigation.	
Maria Urdinarrain	August 28, 2006	Victor Pepi, Jay Omdahl	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Victor Pepi	August 29, 2006	Maria Urdinarrain, Jay Omdahl, Dave Dickey, Laurie Tomasovsky	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
		Maria Urdinarrain, Victor Pepi	Memorandum attachment regarding project status as part of investigation in anticipation of litigation.	Work Product
Crystal Wilnot	September 6, 2006	Dave Dickey	E-mail correspondence regarding Master Service Agreement and Master Service Order-GMA 02.	Work Product
Brett Christiansen	September 6, 2006	Dave Dickey	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Dave Dickey	September 6, 2006	Jeff Margolies, Jamie Miller, Howard Diamond	E-mail correspondence advising receipt of GMA	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			termination letter with ePartners in anticipation of litigation.	
Dave Dickey	September 6, 2006	Brett Christiansen	E-mail correspondence regarding GMA termination letter.	Work Product; Attorney Client Communication
Dave Dickey	September 6, 2006	Dwight Specht, Laurie Tomasovsky	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	September 6, 2006	Victor Pepi, Maria Urdinarraín	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Laurie Tomasovsky	September 6, 2006	Maria Urdinarraín, Mark Vinicombe, Dave Dickey	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Jamie Miller	September 6, 2006	Dave Dickey	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Stacey Starrett on behalf of Brett Christiansen	September 7, 2006	Various ePartners employees	E-mail correspondence regarding formal notice of dispute.	Work Product; Attorney Client Communication
Stacey Starrett on behalf of Brett Christiansen	September 7, 2006	Various ePartners employees	E-mail correspondence regarding formal notice of dispute.	Work Product; Attorney Client Communication
Various	September 7,	Brett	E-mail	Work Product;

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
ePartners employees	2006	Christiansen	correspondence regarding formal notice of dispute.	Attorney Client Communication
Dave Dickey	September 12, 2006	Brett Christiansen	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Jamie Miller	September 22, 2006	Daryl Traeger, Fred Shepard, Kathy Sweeney	E-mail correspondence regarding account receivables for project as part of internal investigation in anticipation of litigation.	Work Product
Fred Shepard	September 22, 2006	Jamie Miller, Daryl Traeger, Kathy Sweeney	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Kathy Sweeney	September 22, 2006	Jamie Miller, Daryl Traeger, Fred Shepard	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Jamie Miller	September 22, 2006	Kathy Sweeney, Daryl Traeger, Fred Shepard	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Kathy Sweeney	September 22, 2006	Jamie Miller, Daryl Traeger, Fred Shepard	E-mail correspondence regarding project status as part of investigation in	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			anticipation of litigation.	
Dave Dickey	October 3, 2006	Dave Dickey, Jeff Margolies, Jamie Miller	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Jeff Margolies on behalf of Dave Dickey	October 4, 2006	Dave Dickey	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	October 4, 2006	Jeff Margolies	E-mail correspondence regarding project status as part of internal investigation in anticipation of litigation.	Work Product
Kathy Sweeney	October 16, 2006	Darrell Cheek	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Kathy Sweeney	October 16, 2006	Fred Shepard	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Fred Shepard	October 16, 2006	Kathy Sweeney	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product



AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Kathy Sweeney	October 16, 2006	Fred Shepard	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Fred Shepard	October 16, 2006	Kathy Sweeney	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Kathy Sweeney	October 16, 2006	Fred Shepard	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Darrell Cheek	October 17, 2006	Kathy Sweeney	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Barbara Anderson	June 20, 2005	Darrell Cheek, Becky Carspecken (Coyne)	E-mail correspondence regarding project status as part of investigation in anticipation of litigation.	Work Product
Brett Christiansen	November 27, 2006	Various ePartners employees	E-mail correspondence regarding formal notice of dispute.	Work Product; Attorney Client Communication
Brett Christiansen	November 28, 2006	Dave Dickey	E-mail correspondence regarding designation of "point person" for continued	Work Product; Attorney Client Communication

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			investigation in anticipation of litigation.	
Dave Dickey	November 29, 2006	Brett Christiansen	E-mail correspondence regarding designation of "point person" for continued investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Brett Christiansen	December 8, 2006	Dave Dickey	E-mail correspondence regarding designation of "point person" for continued investigation in anticipation of litigation.	Work Product; Attorney Client Communication
Stacey Starrett	January 12, 2007	Various ePartners employees	E-mail correspondence regarding collection of project related documents.	Work Product; Attorney Client Communication
Stacey Starrett	January 20, 2007	Various ePartners employees	E-mail correspondence regarding formal notice of dispute.	Work Product; Attorney Client Communication
Dave Dickey	August 10, 2006	Laurie Tomasovsky, Dwight Specht	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Maria Urdinarrain	July 6, 2006	Bernard Khoury, Laurie Tomasovsky, Dave Dickey, Victor Pepi	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Dave Dickey	July 6, 2006	Laurie Tomasovsky, Dwight Specht	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	June 11, 2006	Laurie Tomasovsky, Dwight Specht	E-mail correspondence transmitting Draft Settlement Agreement.	Work Product
Dave Dickey	June 1, 2006	Laurie Tomasovsky	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Mario Hebert	April 27, 2006	Laurie Tomasovsky, Dave Dickey, David Briggs	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Dave Dickey	April 27, 2006	Mario Hebert, Laurie Tomasovsky, David Briggs	E-mail correspondence regarding status of project as part of investigation in anticipation of litigation.	Work Product
Becky Carspecken (Coyne)	January 22, 2007	Becky Carspecken (Coyne)	E-mail correspondence forwarding documents.	Work Product
			Service Order No. GMAUK-0001.	Work Product
			Service Order No. GMAUK00-02.	Work Product
			Product Order with Terms and Conditions between ePartners	Work Product

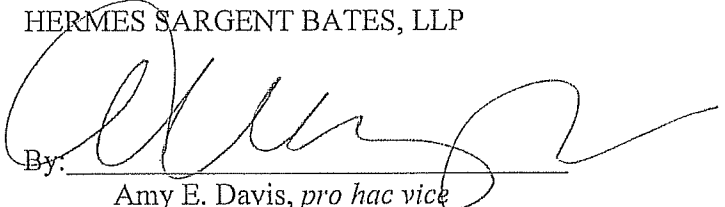
AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
			(UK) Limited and Capelli of New York.	
			Service Order No. UK001.	Work Product
			Change Order No. C-GMAUK-0001-1.	Work Product
Becky Carspecken (Coyne)	January 16, 2007	Stacey Starrett	E-mail correspondence regarding UK documents needed in anticipation of litigation.	Work Product
Stacey Starrett	January 18, 2007	Becky Carspecken (Coyne)	E-mail correspondence regarding compiling all documents related to Capelli in anticipation of litigation.	Work Product; Attorney Client Communication
Becky Carspecken (Coyne)	January 22, 2007	Stacey Starrett	E-mail correspondence forwarding contracts from the UK in anticipation of litigation, including Service Order No. GMAUK-0001, Service Order GMAUK00-02, Product Order between ePartners and Capelli of New York, Service Order No. UK001, and Change Order No. C-GMAUK-0001-1.	Work Product
Mark	January 23,	Stacey Starrett	E-mail	Work Product

AUTHOR	DATE	RECIPIENTS	DESCRIPTION	PRIVILEGE
Vinicombe	2007		correspondence regarding documents copied in anticipation of litigation.	
Stacey Starrett	February 2, 2007	Darrell Cheek, Fred Shepard, Erik Sevenants, Jay Omdahl, Lisa Palmer	E-mail correspondence regarding collection of information as part of investigation in anticipation of litigation.	Work Product; Attorney Client Communication

Dated: New York, New York  
March 31, 2008

Respectfully submitted,

HERMES SARGENT BATES, LLP

By:   
Amy E. Davis, *pro hac vice*  
Anthony H. Lowenberg, *pro hac vice*

901 Main Street, Suite 5200  
Dallas, Texas 75202  
(214) 749-6000  
(214) 749-6100 fax

-and-

Thelen Reid Brown Raysman & Steiner LLP  
Peter Brown  
W. Shamiso Kristen-Faith Maswoswe  
875 Third Avenue  
New York, NY 10022  
(212) 603-2000

Attorneys for Defendant ePartners, Incorporated